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Before the  
Federal Communications Commission  
Washington, DC 20554

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In re

Amendment of Section 73.202 (b)  
Table of Assignments  
FM Broadcast Stations  
(Fredonia and  
Falconer, New York)

FEB 22 2000

FEDERAL COMMUNICATIONS COMMISSION  
U.S. DEPARTMENT OF THE INTERIOR

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To: Chief, Allocations Branch

PETITION FOR RULE MAKING

North County Broadcasting, Inc., licensee of FM station WCQA, Fredonia, New York (hereinafter "WCQA"), respectfully petitions for rule making to amend Section 73.202 (b) of the Commission's rules to replace the allotment of channel 243A at Fredonia with channel 243A at Falconer, New York. In support thereof, the following is shown.

WCQA is presently licensed to the village of Fredonia, New York. This petition proposes a change in the community of license from Fredonia, which has another transmission service, to the village of Falconer, a community with no present services. No change in frequency is proposed.

As noted above, the village of Falconer has no local transmission service. Yet it merits its own station. According to the 1990 Census, Falconer is an incorporated village with a population of 2,653. Falconer has its own its own form of village government with an elected Mayor, a Village Clerk/Treasurer and four Village Trustees. The Falconer School District is comprised of three area schools, two elementary and one Junior/Senior High School. Falconer Junior/Senior High serving grades 6-12, is located within the village limits and all three schools within the Falconer School District have a combined enrollment

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**of 1,508 students.**

**There are a number of churches in Falconer such as, Falconer First Wesleyan church, First United Methodist church and Bethlehem Lutheran church. The Falconer Public library serves village residents. There is also a U. S. Post Office in Falconer with its own unique Zip Code, 14733.**

**In addition, there are several businesses within Falconer, some of which seek to identify themselves with the community. Falconer Foods BBQ & Catering, Falconer Electronics and Falconer News are all located within the village.**

**Fredonia, WCQA's present community of license is also the home of educational FM station WCVF-FM, operated by the Board of Trustees of the State University of New York at Fredonia. Accordingly, grant of this petition will not cause the removal of Fredonia's only transmission service.**

**Grant of this petition will enable WCQA to improve its service to the public in three important ways. (1) It will provide a first service to the needy community of Falconer. (2) It will substantially increase WCQA's population served. (3) it will allow WCQA to double its power from 3kw to 6kw, making more efficient use of the radio spectrum.**

**According to the Commission's web site, the coordinates of Falconer, New York are NL 42° 07' 06" WL 79° 11' 54". As shown by the attached spacing study, Channel 243A may be assigned to Falconer with a slight site restriction of 4.0 km SW from an assumed reference point of NL 42° 05' 22" WL 79° 13' 38" and is consistent with all United States spacing and city-grade coverage requirements with the deletion of Channel**

**243A at Fredonia. In addition, all of Falconer will receive a city-grade signal (70 dBu) from this reference point, assuming maximum Class A facilities. While the proposed site is short-spaced to two vacant Canadian allotments, no interference will be caused to these allotments within Canada. In actuality, the short-spacings to these two Canadian allotments will substantially decrease if WCQA changes its community of license to Falconer. The instant proposal complies fully with the Canadian-USA FM Broadcasting Agreement of 1947. WCQA recognizes that Canadian concurrence must be obtained.**

**The reallocation of Channel 243A from Fredonia to Falconer will further the goals of Section 307(b) of the Communications Act by giving Falconer its first local service without depriving Fredonia of transmission service. It will also increase the station's service area and population served. Commission precedent supports the removal of a station from a community with another service to one without a station of its own. See e.g. *Willows and Dunnigan, California, 10 FCC Rcd 11522 (Chief, Allocations Branch, 1995)*.**

**As the petition proposes no change in channel and a site move of only 34 km, the proposal is mutually exclusive with the present authorization of WCQA. Grant of this petition will not subject WCQA to competing applications.**

**WCQA hereby certifies that it will promptly apply for a construction permit upon finalization of the allotment to Falconer as requested herein, and will promptly construct and operate the station upon grant of its construction permit application.**

**Accordingly, and consistent with the policies regarding modification of a station's community of license, the Commission should amend Section 73.202(b) as follows:**

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Falconer, New York	-----	243A
Fredonia, New York	243A	-----

**Section 1.52 Compliance:**

In accordance with Section 1.52 of the Commission's rules, I have reviewed this document and hereby verify it.

Respectfully Submitted,

NORTH COUNTY BROADCASTING, INC.

By   
Daniel C. Fischer  
Its Vice President

February 21, 2000

North County Broadcasting, Inc.  
P. O. Box 1199  
Jamestown, New York 14701

**You Entered:**

**FALCONER, NY**

FALCONER, NY

Latitude: N 42 7 6  
Longitude: W 79 11 54  
Map of Coordinates

**Another Community?**

**City or Community:**

|

**U.S. State or Possession:**

AK 

( is a required field)

Submit Request

Clear Entry



MAPFM search of channel 243A6 (96.5 MHz), at N. 42 5 22, W. 79 13 38.

Searching Channel 243A6 (96.5 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG °	CLEARANCE
ALC	Ajax	ON	240	B		211.1	71.0	4.5x	140.1
CFPLFM	London	ON	240	C1		193.1	92.0	299.8x	101.1
NEW	Ajax	ON	240	B		211.1	71.0	4.5x	140.1
ALC	Dundee	NY	240	A	U	191.0	31.0	74.7x	160.0
WFLRFM	Dundee	NY	240	A	L	191.0	31.0	74.7x	160.0
ALC	Sharpsville	PA	240	A	U	147.4	31.0	229.0x	116.4
WMKX	Brookville	PA	240	A	L	108.2	31.0	172.8x	77.2
WTNX	Sharpsville	PA	240	A	L	147.4	31.0	229.0x	116.4
ALC	Buffalo	NY	241	B	U	93.1	69.0	18.2x	24.1
WJYE	Buffalo	NY	241	B	L	93.1	69.0	18.2x	24.1
ALC	Pittsburgh	PA	241	B	U	197.8	69.0	198.1x	128.8
WPHH	Pittsburgh	PA	241	B	C	197.7	69.0	198.1x	128.7
WPHH	Pittsburgh	PA	241	B	L	197.8	69.0	198.1x	128.8
ALC	Toronto	ON	242	C1		173.7	181.0	355.8x	-7.3
ALC	Mississauga	ON	242	C1		170.4	181.0	348.7x	-10.6
ALC	Mississauga	ON	242	B		170.4	149.0	348.7x	21.4
ALC	Mississauga	ON	242	B		170.4	149.0	348.7x	21.4
ALC	Oil City	PA	242	A	U	83.9	72.0	208.4x	11.9
ALC	Jersey Shore	PA	242	B1	U	188.0	96.0	124.7x	92.0
WJSAFM	Jersey Shore	PA	242	B1	L	181.4	96.0	122.0x	85.4
WKQWFM	Oil City	PA	242	A	L	85.2	72.0	205.3x	13.2
CJBC3F	Penetanguishene	ON	243	B		304.1	223.0	348.3x	81.1
ALC	Fredonia	NY	243	A	U	35.6	115.0	338.9x	-79.4
ALC	Rochester	NY	243	B	U	178.0	178.0	49.3x	-0.0
WCMFFM	Rochester	NY	243	B	L	178.0	178.0	49.3x	-0.0
WCQA	Fredonia	NY	243	A	L	33.5	115.0	336.9x	-81.5
ALC	Akron	OH	243	B	U	215.2	178.0	242.7x	37.2
WKDD	Akron	OH	243	B	L	215.2	178.0	242.7x	37.2
ALC	Montrose	PA	243	B	U	280.0	178.0	95.3x	102.0
ALC	Johnstown	PA	243	B	U	197.4	178.0	172.0x	19.4
WMTZ	Johnstown	PA	243	B	L	197.4	178.0	172.0x	19.4
WPELFM	Montrose	PA	243	B	L	280.0	178.0	95.3x	102.0
ALC	Leamington	ON	244	C1		276.3	181.0	268.2x	95.3
CKGLFM	Kitchener	ON	244	B		186.0	149.0	321.7x	37.0
CKGLFM	Kitchener	ON	244	C1		186.0	181.0	321.7x	5.0
ALC	Mercer	PA	244	A	U	122.9	72.0	225.4x	50.9
ALC	Burnham	PA	244	A	U	214.7	72.0	142.2x	142.7
ALC	Coudersport	PA	244	A	U	108.4	72.0	110.2x	36.4
W221BD	Du Bois, etc.	PA	244	D	A	114.0	0.0	160.8x	114.0
WFRMFM	Coudersport	PA	244	A	L	108.4	72.0	110.2x	36.4
WLLF	Mercer	PA	244	A	L	122.9	72.0	225.4x	50.9
WVNW	Burnham	PA	244	A	L	210.6	72.0	142.5x	138.6
ALC	Buffalo	NY	245	B	U	88.7	69.0	38.0x	19.7
WGRF	Buffalo	NY	245	B	L	100.2	69.0	16.7x	31.2
ALC	Braddock	PA	245	B	U	195.5	69.0	197.6x	126.5
WRRK	Braddock	PA	245	B	L	195.5	69.0	197.6x	126.5
ALC	Canaserga	NY	246	A	A	125.4	31.0	76.1x	94.4
ALC	Wellsville	NY	246	A	A	105.8	31.0	88.2x	74.8
W246AP	Dansville	NY	246	D	L	139.3	0.0	70.4x	139.3
ALC	Ashtabula	OH	246	B	U	132.4	69.0	256.7x	63.4
WREOFM	Ashtabula	OH	246	B	L	132.4	69.0	256.7x	63.4
ALC	University Park	PA	246	A	U	178.1	31.0	143.0x	147.1
WQWK	University Park	PA	246	A	L	178.4	31.0	143.0x	147.4
CILOFM	Toronto	ON	296	C1		173.0	40.0	355.7x	133.0

ALC	Greenville	PA 296 A U	125.6	10.0	231.5 <sup>0</sup> <del>x</del>	115.6
WEXC	Greenville	PA 296 A L	125.6	10.0	231.5 <del>x</del>	115.6
ALC	South Bristol Township	NY 297 A U	165.2	10.0	63.8 <del>x</del>	155.2
W297AB	Williamsville	NY 297 D L	104.7	0.0	22.1 <del>x</del>	104.7
WLCL	South Bristol Township	NY 297 A C	165.2	10.0	63.8 <del>x</del>	155.2
ALC	Du Bois	PA 297 B U	109.3	15.0	155.9 <del>x</del>	94.3
WDBA	Du Bois	PA 297 B L	109.3	15.0	155.9 <del>x</del>	94.3



# General Profile for Falconer village, New York

Summary

Housing

Income

Labor

Social

[\[ New York Home Page \]](#) [\[ Search for City, Town, CDP \]](#) [\[ Search for County \]](#) [\[ Download Data \]](#)

1990 Census of Population and Housing  
Falconer village, New York

Page 1

Total population.....	2,653
SEX	
Male.....	1,250
Female.....	1,403
AGE	
Under 1 year.....	27
1 and 2 years.....	61
3 and 4 years.....	66
5 years.....	25
6 years.....	41
7 to 9 years.....	100
10 and 11 years.....	88
12 and 13 years.....	58
14 years.....	36
15 years.....	21
16 years.....	25
17 years.....	39
18 years.....	35
19 years.....	48
20 years.....	37
21 years.....	22
22 to 24 years.....	100
25 to 29 years.....	208
30 to 34 years.....	209
35 to 39 years.....	171
40 to 44 years.....	159
45 to 49 years.....	149
50 to 54 years.....	145
55 to 59 years.....	164
60 and 61 years.....	54
62 to 64 years.....	103
65 to 69 years.....	153
70 to 74 years.....	105
75 to 79 years.....	104
80 to 84 years.....	56
85 years and over.....	44
Median age.....	37.4
Under 18 years.....	587
Percent of total population.....	22.1
65 years and over.....	462
Percent of total population.....	17.4
HOUSEHOLDS BY TYPE	
Total households.....	1,147